

MANY PERISH IN A FACTORY EXPLOSION

Four Known to Be Dead and Several Missing as Result of Blowing Up of Buffalo Plant.

TWO BODIES ARE REMOVED

BUFFALO, N. Y., Jan. 24.—Four persons are known to have been killed, several are missing and four were injured in an explosion late today that wrecked the plant of the Kelker Blower company, manufacturers of planing mill exhausts and ventilators.

Charles Kelker, head of the firm, said that from twenty-two to twenty-five employees were in the plant and that twenty-one of them had been accounted for. The known dead: MISS MABEL CHANDLER, 17 years of age, stenographer. CHARLES PABST, 13 years old, teamster.

Two unidentified men. The injured: Mrs. Helen Kelker, 45 years old, wife of Charles Kelker, both legs blown off; probably will die. Elmer Williams, 19 years old, cut and bruised. James Kemmer, 46 years old, ear torn off, scalp wounds. Stanley Koniosky, 21 years old, chest crushed; will recover.

Roof Falls. The building occupied by the firm was a long, two-story frame structure, the first floor and basement of which were used for the machine shop and the second floor as a storeroom and living apartments. The explosion demolished all the walls, leaving the roof down on the ruins, which caught fire. Pieces of the foundation were thrown hundreds of feet and the concussion smashed nearly every window glass within the radius of a block.

Within 200 feet of the Kelker plant is one of the largest cast side grammar schools. About 1,500 boys and girls were thrown into a temporary panic, but the teachers quickly marched them to the street.

The cause of the explosion has not been determined. Gas was used in several forms in the welding department and was kept in retainers in the basement. The financial loss is estimated at \$50,000.

Two Bodies Taken Out. The flames were extinguished in less than an hour and firemen began searching the ruins. At nightfall only two bodies had been taken out, but two others could be seen under piles of broken machinery.

REPUBLICAN CHIEFS ARRANGE DETAILS

(Continued from Page One.) ing a candidate for president. They indicated that they would favor any available compromise candidate excepting Colonel Roosevelt and said they believed the delegates would be able to select a leader who would be satisfactory to every element of the party.

Charles D. Hillee, chairman of the republican national committee, expressed the sentiment of the party leaders when he said nobody knew who would be nominated, but that the candidate would be "born in the convention."

Predicts Victory. At noon the committee was entertained by the Hamilton club at a luncheon at which Chairman Hillee delivered an address in which he criticized the administration of President Wilson, outlined features and issues of a republican national campaign and predicted victory for the party next November.

The members of the subcommittee on arrangements who attended the meeting today were: Charles D. Hillee of New York, Franklin Murphy of New Jersey, F. W. Estabrook of New Hampshire, John T. Adams of Iowa, James P. Goodrich of Indiana, George R. Sheldon of New York, F. E. Stanley of Kansas, Charles B. Warren of Michigan, E. C. Duncan of North Carolina and James R. Reynolds of Washington, D. C.

The subcommittee organized by electing Charles D. Hillee, chairman; James R. Reynolds, secretary, and George R. Sheldon, treasurer.

Allege Conspiracy to Fix the Price of Beer

SULPHUR SPRINGS, Tex., Jan. 24.—Conspiracy to fix the price of beer, allege trade territory among themselves and other violators of the law are charged against seven Texas brewery companies in a state anti-trust suit that will go to trial here today. In addition to the conspiracy charge the breweries are accused of having collected assessments at the rate of \$150,000 a year for the last five years "with which to promote anti-prohibition propaganda."

BERLIN REPORTS LIVELY FIGHTS IN WEST FRANCE

BERLIN, Jan. 24.—(By Wireless to Haydell.)—The following official statement was given out today by German headquarters: "Western front: There have been lively artillery and aeroplane actions. An enemy squadron bombarded Metz, where bombs fell on the bishop's dwelling and on a house in the hospital court. Two civilians were killed and eight wounded. One aeroplane was shot down and its inmates made prisoners. German aviators have bombed railroad stations and military establishments behind the enemy's front. In several air engagements the Germans had the upper hand. German artillery shells and set on fire a Russian railroad train north of Dinak. Balkan front: An enemy air squadron coming from Greek soil bombarded Monastir. There were several casualties in killed and wounded among the inhabitants."

EMPEROR FRANCIS JOSEPH HAS ACUTE BRONCHITIS

PARIS, Jan. 24.—Press dispatches from Rome say that considerable anxiety is felt in Vienna in consequence of the illness of Emperor Francis Joseph, whose chronic bronchitis has assumed an acute form. They add that he is confined to bed, that all court receptions and audiences have been suspended and that he is not even receiving the military authorities. He is being nursed by the Archduchess Zita, wife of the heir to the throne, according to the same dispatches.

GREEK PRINCE WEARS MONOCLE, TOO—Prince Andrew of Greece, like the Crown Prince of Germany, wears a monocle. In this picture he is shown in his motor car with his staff, one of whom also wears the single eye-glass.



PRINCE ANDREW AND MEMBERS OF STAFF

INCOME TAX ACT DECLARED VALID BY HIGH COURT

(Continued from Page One.) whereas it was a power recognized to exist from the beginning of the government, and thus decisions defining the taxing power previously rendered were applicable to it. History of Litigation. Five separate suits to test the constitutionality of the new income tax law were brought in the federal courts throughout the country soon after the law became effective and all found their way to the supreme court of the United States soon after.

For nearly fifty years the fight for and against a federal income tax has been somewhere in the courts. The income tax imposed during the civil war and the years immediately following were not attacked with the seriousness of later cases. It was not until the Cleveland administration placed an income tax in the Wilson tariff act that the fight became serious.

The contest over the validity of the tax in 1894 and 1895 before the supreme court was one of the most bitter ever fought out before that court. One of the lawyers, James C. Carter, warned the court against setting up its judgment to thwart the will of 20,000,000 people. Joseph H. Choate, opposing called upon the court to exercise its judicial power regardless of any popular or populist propaganda.

At first the court decided that the tax was unconstitutional as to rents from land because it was a direct tax not apportioned according to population, and was unconstitutional as to interest on municipal bonds. Only eight judges participated and they were evenly divided as to the validity of other features of the law. A rehearing was granted, and Justice Jackson, then dying, took his place on the bench to listen to the last arguments in his lifetime. Justice Jackson voted to sustain the law. Justice Harlan created a sensation by announcing from the bench that another justice had changed his mind over night on the question, and the entire tax, both as to realty and as to income from personality was set aside on the ground that it was a direct tax and not apportioned according to population, as was required by the constitution of direct taxes.

An agitation for an amendment to the constitution then began. It came to nothing until President Taft recommended the enactment of an excise tax on corporations to be measured by their income, and an amendment to the constitution to permit the levying of an income tax on all income. This amendment was submitted to the states at once and was proclaimed as the sixteenth amendment to the constitution on March 1, 1913.

The congress shall have power to lay and collect taxes on incomes from whatever source derived without apportionment among the several states and without regard to any census or enumeration. List of Suits Filed. Congress availed itself of the first opportunity to exercise the new power by incorporating into the tariff act which became effective October 3, 1913, the present income tax. Five suits, all challenging the validity of certain features of the law, were:

Frank R. Brishaber, stockholder of the Union Pacific Railroad company, seeking in the New York federal court to enjoin the company from paying the tax. John P. Dodge and Horace E. Dodge, manufacturers of Detroit, Mich., in the Michigan federal court to enjoin the internal revenue collector from collecting the tax, largely on the ground that it discriminated against copartnerships in favor of corporations.

John R. Stanton, stockholder of the Baltic Mining company, in the Massachusetts federal court, to enjoin the company and others from paying the tax, largely because of the 5 per cent annual deduction from income allowed mining companies for ore depletion. Tye Realty company, in the New York federal court, to enjoin the collection of internal revenues.

Edwin Thorne, in the New York federal court, to annul the collector, largely on the ground that the additional or surtax imposed on incomes over \$20,000 was unconstitutional. In each instance the lower court held the tax constitutional, and the case was brought to the supreme court on appeal. The cases were advanced for early hearing and were submitted to the court for decision on October 15, 1915, twenty years after the first great income tax decisions.

To Cure a Cold in One Day. Take Laxative Bromo Quinine Tablets. Druggists refund money if it fails to cure. E. W. Grove's signature on each box. Advertisement. Helen Keller, Boyd theater, Saturday evening.

Washington, Jan. 24.—(Special Telegram.)—Postmasters appointed: Nebraska—Anselmo, Holt county, Mrs. Belle Anderson, vice Edson D. Anderson. Iowa—Hilton, Poweshiek county, Mrs. Cora E. Cross, vice Lewis Capshaw, deceased. Unofficially: Appanoose county, H. Hicks, vice Fred A. Wilson, deceased.

The following Nebraska postoffices have been discontinued: Dewey Lake, Cherry county; mail to Cozette. Hunt, Frontier county; mail to Earl.

WILSON DECIDES TO VISIT ST. LOUIS

President Will Make Formal Stop at the Mound City on Morning of February 3.

REFUSES MANY INVITATIONS

WASHINGTON, Jan. 24.—President Wilson decided today to include St. Louis in the itinerary of the middle western trip he will begin Friday night. He will visit St. Louis on the morning of February 3, on the way back to Washington from Topeka, Kan. The addition of St. Louis means that he will make eight formal addresses during the trip. More invitations to speak in various parts of the country on the forthcoming or on later trips were received by the president today. Among them was an invitation to visit Pueblo, Colo., extended by Representative Keating. To all the requests the president replied that he wished to visit as many cities as possible, but was uncertain about his exact plans.

Wants All Meetings Open. President Wilson wants the meetings at which he will speak to be open to the general public as far as possible. The committees in charge have been notified that the president does not desire entertainments of a political character. The object of the president in making the trip, White House officials said, is to speak to the average citizen in the middle west.

At St. Louis the president will speak at a breakfast given in his honor by the Business Men's association.

Two More Cargoes from United States Taken to Kirkwall

LONDON, Jan. 24.—The Standard Oil tanker, Petrolite, from Philadelphia, January 5, for Copenhagen, with a cargo of petroleum, and the Norwegian steamship Mona, from Baltimore, January 1, for Christiania, with a cargo of wheat, rye and barley, have been taken into Kirkwall.

It was announced from Washington on January 17 that State department officials were investigating an affidavit by Captain Thompson of the Petrolite that his vessel was fired on and stopped by an Austrian submarine off Alexander, Egypt, on December 5, last, and that supplies were removed. The affidavit was said to declare that fourteen shots were fired at the ship, one of which crashed into the engine room and injured a Danish seaman and the submarine commander took one of the Petrolite's crew aboard the submarine and held him as a hostage while he obtained provisions from the tank steamer.

Labor Riot at Rockford Plant; Twenty Arrested

ROCKFORD, Ill., Jan. 24.—Twenty-two men were locked up here today following a battle between deputy sheriffs, policemen and rioters at the Spangenberg-Loomis company plant. Nine men, discharged by the company Saturday night, appeared with others at the plant this morning and a riot followed. Two women employees were roughly handled when they attempted to enter the plant. Clubs and pistols were used and several rioters were clubbed, but none seriously injured. Officers dispersed the rioters.

Mrs. Mohr's Petition for Separation is Put in Evidence

PROVIDENCE, R. I., Jan. 24.—Almost at the point of resting its case, the prosecution today introduced as evidence against Mrs. Emmeline F. Mohr, Cecil Brown and Henry Spelling, jointly on trial for the murder of the woman's husband, Dr. C. Franklin Mohr, the divorce petition which was filed by Mrs. Mohr on February 7, 1914. The case was to have come up for hearing on September 1, last, the day after Dr. Mohr was killed.

States Have Right to Condemn Land Sites

WASHINGTON, Jan. 24.—In a decision of wide effect to water power development throughout the United States the supreme court held today that states possess the power to enact laws authorizing condemnation of power sites and water rights, by right of eminent domain. The decision was announced by Justice Holmes in upholding the constitutionality of the Alabama water power condemnation statutes in a case touching the improvement of the Sipkane river. "The principal argument," said Justice Holmes, "is that the purpose of the condemnation is not a public one. In the organic relations of modern society it may sometimes be hard to draw the line that is supposed to limit the authority of the legislature to exercise or delegate the power of eminent domain."

Denies Copper is Hidden in Lard

LONDON, Jan. 24.—The agents for the Swedish-American steamship Stockholm, which is now discharging part of its cargo for the prize court at Liverpool, deny that any copper was discovered on board the vessel. A dispatch from Liverpool on Saturday last said, that British newspaper published a report that calls on board the Stockholm, supposed to contain 500 tons of lard really contained copper ingots and that heavy parcel post packages contained a large quantity of rubber.

O'CONNOR ADMITS BLOWING SAFE AT MASON CITY

MARION CITY, Ia., Jan. 24.—(Special Telegram.)—James O'Connor today confessed to Sheriff Marsh that he and Shorty Hogan, ex-convict, blew the safe at Hermans and Clark's meat market early Sunday and stole \$50. Bloodhounds had run out back trails to the brickyard, where dynamite to make the safe was stolen, and to the house where the man had gone after the robbery.

BULLOCK'S FINE OF \$2,000 IS REMITTED

WASHINGTON, Jan. 24.—President Wilson today remitted a \$2,000 fine imposed on J. H. Bullock, convicted in a federal court several years ago of defrauding the government in bids for coal for Forts Davis, St. Michael and Lisicum in Alaska. Bullock has served a jail term which expires today. Belle Fourche Times Rapid City. BELLE FOURCHE, S. D., Jan. 24.—(Special.)—The local high school quintet upset the dope as to the basket ball supremacy in the Heaves, when they won from Rapid City last Friday evening by a score of 25 to 3. This came as a complete surprise to the Rapid City team and its supporters, as they had expected an easy victory. J. H. McCORMACK, Johnson City, Tenn. Sworn and subscribed to before me as a Notary Public, this March 22, 1914. SAM T. MILLARD.

Water is Receding from the Business Part of Yuma City

YUMA, Ariz., Jan. 24.—The water had completely receded today from the business section of Yuma and the greatest menace now apparently is danger of collapse of several large buildings. The Candlish hotel has been condemned as unsafe. The foundations of several stores appear to be settling.

SAN FRANCISCO, Jan. 24.—Travel by land and sea and communication of all sorts were out of joint today in the western section of the United States because of rain, snow and wind. Gales reaching ninety-four miles an hour swept the northern Pacific coast, but apprehension for shipping was considerably relieved by reports that the Admiral Schley, from Seattle to San Francisco with about 100 souls aboard, was safe and probably would make port here late today. For many hours it was not heard from. The coastwise steam schooner Centralia, from Gray's Harbor to San Francisco with four passengers, lost its deckload of lumber, but was reported to be getting along under its own steam after having been towed some distance by the steamship Governor of the Pacific Coast Steamship line. The tanker Frank B. Buck of the Associated Oil company, reported off Cook Bay, Ore., with disabled steering gear, was the only other boat known to be in trouble.

While traffic across Montana was reported more or less obstructed, railroad transportation generally showed more promise than for a week. Six hundred men were at work at Cores, Wash., clearing the track there, following an avalanche Saturday, which swept two cars from the Great Northern track, killing eight persons. Rescue parties at Tuma, Ariz., began extending relief to ranchers made homeless by floods in the Colorado river.

Forty-Five French Aeroplanes Drop Bombs on Monastir

PARIS, Jan. 24.—Bombardment of Monastir, in southwestern Serbia, by a squadron of forty-five French aeroplanes, is reported by the Havas correspondent at Salonika. Considerable damage is said to have been done to ammunition depots, the quarters of the general staff and the railroad station. The correspondent also reports that the Italian expeditionary force in Albania is soon to be attacked. Bulgarians who, in co-operation with Austrians, captured the Albanian town of Berat, are reported to be advancing toward Avlona, which is held by the Italian. Austrian troops are said to be moving in the direction of Durazzo, where Essad Pasha, at the head of his Albanian troops, is preparing resistance.

Girl Falls from Sixteenth Floor; She May Recover

CHICAGO, Jan. 24.—Miss Minnie B. Werner, 24 years old, a stenographer employed by the Railway Age Gazette, plunged from the sixteenth floor of the Transportation building, in Dearborn street, today. Her fall was broken by an automobile truck loaded with paper boxes. Physicians declared that her skull was fractured and the brain sustained probably fatal internal injuries. The police said they believed the young woman jumped from the ledge.

President Favors Tariff Board

WASHINGTON, Jan. 24.—President Wilson soon will recommend the enactment of legislation providing for a permanent tariff commission. An administration bill for the creation of such a commission virtually is ready now and may be laid before congress in a special message by the president. The objects of the commission would be to gather data on the tariff and to coordinate similar powers not believed to be held by existing governmental agencies. The legislation is designed particularly to meet conditions which are expected to arise when the war ends.

Passenger Train Hits Automobile

SUGDEN, Okl., Jan. 24.—Mrs. R. G. Dixon was killed and her husband, Dr. Dixon, perhaps fatally injured when their automobile was struck by a south-bound Chicago, Rock Island & Pacific passenger train last night. The accident occurred at a crossing here. Phone your Want-Ads to The Bee.

EAST ST. LOUIS STOCK YARDS QUARANTINED

EAST ST. LOUIS, Jan. 24.—The National stock yards here were partly quarantined today as the result of the discovery of several cases of foot and mouth disease in Christian county, Illinois.

UNABLE TO WORK... KIDNEY TROUBLE OVERCOME

This is to certify that I, Jerome H. McCormack, of St. Ivy Street, Johnson City, Tenn., suffered from congestion of the kidneys, so that at times I was obliged to move about the house with the aid of a chair and unable to work until I used three bottles of your Swamp-Root. I keep Dr. Kilmer's Swamp-Root in my house at all times, as I know from experience that it is the best kidney medicine I can use. Very truly yours, J. H. McCORMACK, Johnson City, Tenn. Sworn and subscribed to before me as a Notary Public, this March 22, 1914. SAM T. MILLARD.

The National Capital

Monday, January 24, 1916. The Senate. Brigadier General Crozier and Macomb discussed reorganization before the military affairs committee. Resumed debate on Shaksford 25, 000,000 good roads bill. Military and naval affairs committee continued hearings on the national defense.

INDEPENDENCE FOR FILIPINOS SHORTLY

Wilson May Support a Bill Fixing Maximum Stay of U. S. There at Four Years.

HITCHCOCK SEES PRESIDENT

WASHINGTON, Jan. 24.—Granting independence to the Philippine islands in not less than two years and not more than four years may be favored by the Wilson administration. Senator Hitchcock, chairman of the Philippine committee, discussed with President Wilson late today a provision to that effect which Senator Clark of Arkansas had introduced as an amendment to the pending Philippine bill. After conferring with the president, Senator Hitchcock, while he would not say what the president had told him, indicated it was probable the amendment would have the administration's support. He said he would have to talk with other senators before deciding definitely whether the change would be accepted. The president previously opposed another amendment proposed by Senator Clark proposing independence for the Philippines within two years.

MONEY DISAPPEARS ON STREETS OF IOWA TOWN

MOUNT PLEASANT, Ia., Jan. 24.—A package of currency amounting to \$2,500 disappeared today somewhere between the Burlington depot and the Adams Express company office here. Police are investigating. The money was consigned by the National City bank of Chicago to the new Farmers bank at Salem, Ia. Another package containing \$500 in silver was undisturbed.

THOMPSON-BELDEN & CO. The Fashion Center of the Middle West. Established 1886. Children's Winter Coats at Clearing Prices Tuesday. Gray chinchillas, black plushes and fancy mixtures. We mention only a few prices—but these give a good idea of the reductions on the entire stock. Sizes 3 to 14 years: \$6.75 Coats \$4.65; \$6.50 Coats \$4.50. Sizes 10 to 14 years: \$10.25 and \$9.75 Coats for \$5.00; \$10.50 Coats \$6.95; \$12.50 Coats \$7.95. One \$25 White Fur Coat, size 3 years, for \$12.50. One White Fur Carriage Robe, regularly \$10.50, now \$8.00 — Children's Section, Third Floor. Infants' and children's headwear at greatly reduced prices. Basement Apparel Section, Tuesday. A Clearing Sale of Women's Bath Robes. Values \$3.95 to \$4.75 Tuesday \$1.95. The Store for Shirtwaists. New Spring Blouses, delightfully dainty—\$2.95 to \$16.50—Second floor.

Have You Tried Excello Coal? The blue flamed, smokeless coal. It is THE furnace coal of Omaha. It is economical—it is clean—it is lasting. Holds steady fire over night. Hundreds have changed from hard coal to Excello—after a trial order. Ask some of your neighbors about Excello. It is used in almost every residence block in Omaha. We Are Sole Agents. Coal Hill Coal Co. 211 South 19th St. Douglas 978—3 Phones.

BELLANS Absolutely Removes Indigestion. One package proves it. 25c at all druggists. CLAIM NO. 69. The last claim paid by THE MIDWEST LIFE in the year 1915 was on the life of Miss Frances L. Wisner of Bayard, Nebraska, who died on December 18, 1915. She held a Twenty Payment Life Policy issued on the 6th day of September, 1911, and on which she had paid five premiums amounting to \$147.81. Her sister, Otta M. Wisner, was the beneficiary and received \$1,000. At the time of her death, Miss Wisner was postmistress of Bayard, and had been for a number of years. She was one of the best known personalities in that section of the state. Her people were pioneers in the North Platte Valley. She was loved and respected as few are and will be greatly missed by all in that community.

THE MIDWEST LIFE N. Z. SNELL, PRESIDENT A NEBRASKA STOCK COMPANY SELLING NON-PARTICIPATING LIFE INSURANCE ONLY FIRST NATIONAL BANK BUILDING, LINCOLN. AMUSEMENTS. BOYD SHOWINGS AT 1:00, 2:15, 4:00, 5:30, 7:00, 8:15 and 9:45 COMMENCING TODAY AND ENDING SUNDAY PATHE OFFERS Dorothy Donnelly in "Madame X" A Gold Rooster Play in 6 Parts HIPP Paramount & Fox Photo-plays, 15th & Mar. D. 5009 Concert Orchestra TODAY AND WEDNESDAY Daniel Frohman, Front Street HAZEL DAWN The Famous Musical Comedy Star "MY LADY INCO" A Detective Comedy Drama Thursday—BLANCK SWINE in "THE BAGAMUFFIN"

CLAN GORDON No. 63, Will Celebrate ROBERT BURNS' BIRTHDAY at the Swedish AUDITORIUM JANUARY 26, 1916 Tickets 50 Cents. "OMAHA'S FUN CENTER" Gayety Daily Matinees, 12-25-30-35-40-45-50-55-60-65-70-75-80-85-90-95-100-105-110-115-120-125-130-135-140-145-150-155-160-165-170-175-180-185-190-195-200-205-210-215-220-225-230-235-240-245-250-255-260-265-270-275-280-285-290-295-300-305-310-315-320-325-330-335-340-345-350-355-360-365-370-375-380-385-390-395-400-405-410-415-420-425-430-435-440-445-450-455-460-465-470-475-480-485-490-495-500-505-510-515-520-525-530-535-540-545-550-555-560-565-570-575-580-585-590-595-600-605-610-615-620-625-630-635-640-645-650-655-660-665-670-675-680-685-690-695-700-705-710-715-720-725-730-735-740-745-750-755-760-765-770-775-780-785-790-795-800-805-810-815-820-825-830-835-840-845-850-855-860-865-870-875-880-885-890-895-900-905-910-915-920-925-930-935-940-945-950-955-960-965-970-975-980-985-990-995-1000. Other Ads this Week: DIAMOND & BROS., Clearing & Bell, Reeves & Feltus, Orphanus Travel Weekly, Frisco, Mattson, gallery, 1st, 2nd, 3rd, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 22nd, 23rd, 24th, 25th, 26th, 27th, 28th, 29th, 30th, 31st. TURPIN'S School of Dancing. Twenty-ninth & Farnam. New Classes. List your name now. Private lessons any time. HARENEY 214.